

I Geo R Boyd clerk of the Circuit Court of Perry  
County Ala. certify that there is an indictment pending  
in said Circuit Court against Uriah Davis for "an  
assault and battery with weapons, that under and by  
virtue of a capias issued upon said indictment, the  
sheriff of Walker County according to his return arrested  
said Davis and bound him over to appear to answer  
said indictment. that at the Spring term 1858 of the  
Court the defendant Davis having failed to appear  
a Conditional judgment was rendered against him  
and sureties upon said undertaking, that in pursuance  
of the order of the Court a notice to defendant & bail  
was issued advising defendants of the rendition of  
the Conditional judgment which was returned executed  
that at the Fall term 1858 of the Court the said  
Davis appeared on Monday of the second week of  
said term, the day on which State's business is set  
for trial by the statute, that in consequence of the  
absence of the Honl A A Coleman the presiding judge  
the Court was adjourned over until Monday of the third  
week of the term, that I on the second Monday afternoon  
at the request of said Davis asked the Solicitor  
and W Garrett Esq defendant's attorney to consent  
that Davis' case be continued for the term. as Mr Davis  
had informed me that he resided at a considerable  
distance from the Court house, and that he could not again  
return conveniently to said term of the Court in consequence of  
the sickness of his family, and as I distinctly recollect  
said Solicitor & Garrett then consented that said  
Case against Davis should be continued until the  
next regular term, & that he could go home and remain for  
the term. Witness my hand Feby 19 1859 Geo R Boyd Clerk